## **United States Bankruptcy Court**

Western District of Washington 700 Stewart St, Room 6301 Seattle, WA 98101

### Case No. <u>09–10813–KAO</u> Chapter 7

In re Debtor(s) (name(s) used by the debtor(s) in the last 8 years, including married, maiden, trade, and address): Danilo O Fulgencio

14452 196th Ave SE

Renton, WA 98059-7821

Social Security/Individual Taxpayer ID No.:

xxx-xx-5179

Employer Tax ID/Other nos.:

### DISCHARGE OF DEBTOR

The Debtor(s) filed a Chapter 7 case on **January 30, 2009.** It appearing that the Debtor is entitled to a discharge,

#### IT IS ORDERED:

The Debtor is granted a discharge under 11 U.S.C. § 727.

BY THE COURT

Dated: May 7, 2009

Karen A. Overstreet
United States Bankruptcy Judge

SEE THE BACK OF THIS ORDER FOR IMPORTANT INFORMATION.

# EXPLANATION OF BANKRUPTCY DISCHARGE IN A CHAPTER 7 CASE

This court order grants a discharge to the person named as the debtor. It is not a dismissal of the case and it does not determine how much money, if any, the trustee will pay to creditors.

### **Collection of Discharged Debts Prohibited**

The discharge prohibits any attempt to collect from the debtor a debt that has been discharged. For example, a creditor is not permitted to contact a debtor by mail, phone, or otherwise, to file or continue a lawsuit, to attach wages or other property, or to take any other action to collect a discharged debt from the debtor. [In a case involving community property: There are also special rules that protect certain community property owned by the debtor's spouse, even if that spouse did not file a bankruptcy case.] A creditor who violates this order can be required to pay damages and attorney's fees to the debtor.

However, a creditor may have the right to enforce a valid lien, such as a mortgage or security interest, against the debtor's property after the bankruptcy, if that lien was not avoided or eliminated in the bankruptcy case. Also, a debtor may voluntarily pay any debt that has been discharged.

### **Debts That are Discharged**

The chapter 7 discharge order eliminates a debtor's legal obligation to pay a debt that is discharged. Most, but not all, types of debts are discharged if the debt existed on the date the bankruptcy case was filed. (If this case was begun under a different chapter of the Bankruptcy Code and converted to chapter 7, the discharge applies to debts owed when the bankruptcy case was converted.)

#### **Debts That are Not Discharged**

Some of the common types of debts which are <u>not</u> discharged in a chapter 7 bankruptcy case are:

- a. Debts for most taxes;
- b. Debts incurred to pay nondischargeable taxes;
- c. Debts that are domestic support obligations;
- d. Debts for most student loans;
- e. Debts for most fines, penalties, forfeitures, or criminal restitution obligations:
- f. Debts for personal injuries or death caused by the debtor's operation of a motor vehicle, vessel, or aircraft while intoxicated;
- g. Some debts which were not properly listed by the debtor;
- h. Debts that the bankruptcy court specifically has decided or will decide in this bankruptcy case are not discharged;
- i. Debts for which the debtor has given up the discharge protections by signing a reaffirmation agreement in compliance with the Bankruptcy Code requirements for reaffirmation of debts; and
- j. Debts owed to certain pension, profit sharing, stock bonus, other retirement plans, or to the Thrift Savings Plan for federal employees for certain types of loans from these plans.

This information is only a general summary of the bankruptcy discharge. There are exceptions to these general rules. Because the law is complicated, you may want to consult an attorney to determine the exact effect of the discharge in this case.

# CERTIFICATE OF NOTICE

District/off: 0981-2 User: admin Date Rcvd: May 07, 2009 Page 1 of 1 Case: 09-10813 Form ID: b18 Total Served: 18

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The following entities were served by first class mail on May 09, 2009 db Danilo O Fulgencio, 14452 196th Ave SE, Renton, WA
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Danilo O Fulgencio, 14452 190th ave C.
O Vriedman, 600 University Street,
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                   +Citibank, Attn.: Centralized Bankruptcy, PO Box 20507, Kansas City, MO 64195-0507 +Citibank Usa, Attn.: Centralized Bankruptcy, PO Box 20507, Kansas City, MO 64195-Watermark Credit Union PO Box 20507
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                    Watermark Credit Union,
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                                                                                 Seattle, WA 98124-0927
The following entities were served by electronic transmission on May 07, 2009. tr +EDI: QBPKRIEGMAN.COM May 07 2009 21:03:00 Bruce P Kriegman, 600 University Street, Suite 2100, Seattle, WA 98101-4161 smg EDI: WADEPREV.COM May 07 2009 21:03:00 State of Washington, 2101 4th Ave, Ste 1400, Seattle, WA 98121-2300 951536457 +EDI: BANKAMER.COM May 07 2009 21:03:00 Bac / Fleet Bankcard,
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                   PO Box 5155, Norcross, GA 30091-5155
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                                                                             GE Money Bank/Lenscrafters,
                                                                                                                        PO Box 981439,
                      El Paso, TX 79998-1439
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\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have served the attached document on the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: May 09, 2009

Joseph Spections